

IN THE UNITED STATES DISTRICT COURT FOR  
THE WESTERN DISTRICT OF OKLAHOMA

**FILED**

MAR 06 2015

CARMELITA REEDER SMITH, CLERK  
U.S. DIST. COURT, WESTERN DIST. OKLA.  
BY Cash, DEPUTY

WAYNE YOUNG MOTLEY, )  
 )  
Plaintiff, )  
 )  
vs. )  
 )  
MERCK & COMPANY, INC. et al., )  
 )  
Defendants. )

No. CIV-14-640-W

**ORDER**

On December 4, 2014, counsel filed a Suggestion of Death advising the Court of the death of plaintiff Wayne Young Motley. See Doc. 63. On December 9, 2014, counsel was reminded that if substitution of the proper party for plaintiff Motley did not occur in compliance with Rule 25(a)(1), F.R.Civ.P., this "action . . . must be dismissed." Id. See Doc. 66.

Because no motion for substitution was filed within the allotted time, the Court DISMISSES this matter with prejudice.

ENTERED this 6th day of March, 2015.

  
LEE R. WEST  
UNITED STATES DISTRICT JUDGE